

1 HONORABLE RICARDO S. MARTINEZ
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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON

10 JOSE GUTIERREZ, et al.,

11 Plaintiffs, NO. 2:21-cv-00682-RSM

12 v.

13 E&E FOODS, et al.,
14 Defendants. STIPULATED MOTION AND ORDER
15 ADDING PLAINTIFFS XAVIER ORTIZ
16 AND GERBER GIRON BARRIOS
17 Note on Motion Calendar: July 9, 2021

18 I STIPULATION

19 The parties stipulate and ask the court to approve adding two additional named
20 plaintiffs to the case, Xavier Ortiz and Gerber Giron Barrios. Mr. Ortiz and Mr. Giron
21 filed substantially the same claims in their own lawsuits and intend to dismiss those
22 claims from their lawsuits and join them with Plaintiffs in this case. See *Ortiz v E&E*
23 *Foods, et al.*, USDC No. 2:20-cv-01767-RSM and *Giron v E&E Foods, et al.*, USDC No.
24 2:21-cv-00273-RSM. For purposes of the statutes of limitation, the parties further
25 stipulate that the wage claims of Giron and Ortiz being joined in this action "relate back"
26 to the dates they originally commenced their individual lawsuits, i.e., September 1, 2020,
27 and October 26, 2020, respectively.

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31 STIPULATION AND ORDER ADDING
32 PLAINTIFFS - 1

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1 IT IS SO STIPULATED this 9th day of July, 2021.
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II ORDER

It is hereby ORDERED that, pursuant to the stipulation of the parties, Xavier Ortiz and Gerber Giron Barrios may be added as additional Plaintiffs.

DATED this 15th day of July, 2021.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE